

65 (a) Garnishments

Whenever the Federal Government is named as a garnishee defendant, the clerk of the court shall, upon submittal of a notice in the appropriate form by the requesting party, issue a notice which directs the garnishee defendant to disburse any non-exempt earnings to the court.

Funds received by the clerk from any garnishee defendant may be deposited into the registry of the court, or in the case of negotiable instruments, may be retained in the court file. Upon presentation of an order directing the clerk to disburse the funds received, the clerk shall pay or endorse the funds over the party entitled to same. Except for good cause shown, the funds shall not be paid or endorsed to the judgment creditor prior to the expiration of any minimum statutory period allowed to the judgment debtor for filing an exemption claim.

The party requesting the writ of garnishment shall supply a copy of the notice to the garnishee defendant with a pre-addressed envelope to the Court which has the cause number displayed thereon and to the garnished party in the same manner as is permitted for service of the writ of garnishment. The notice to the Federal Government employer shall be in substantially the following form.

[Effective Date: 09/01/98]

65 (b) Supplemental Proceedings

A. A judgment creditor may request, in accordance with RCW 6.32, a supplemental proceeding or interrogatories to be served on a judgment debtor. The return date shall be scheduled for the civil motion calendar.

B. If a judgment debtor fails to appear at a supplemental proceeding when scheduled, and the judgment creditor provides the court with proof of service, the judgment creditor may request an order for civil bench warrant by utilizing the Uniform Court Form Affidavit, Order and Bench Warrant and by completing the pre-warrant vital statistics information form. The court will issue a warrant calling for cash bail in the amount of the judgment, provided, however, if the amount of the outstanding judgment is greater than \$250, the cash bail shall be \$250. For a bench warrant issued by the court, the court shall require a \$100.00 warrant fee, deducted from the cash bail. If the judgment creditor continues a supplemental proceeding to a subsequent date, at which the judgment debtor does not appear, a bench warrant will be issued only upon proof that the judgment debtor has actual knowledge of the

subsequent hearing.

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